IN THE HIGH COURT OF JUDICATURE OF
ANDHRA PRADESH
AT HYDERABAD

TUESDAY, THE TWENTYSIXTH DAY OF DECEMBER
TWO THOUNSAND AND SIX

THE HON'BLE MR. JUSTICE D.S.R. VARMA
And
THE HON'BLE MR. JUSTICE P.SWAROOP REDDY

WRIT PETITION NO. 25972 OF 2006

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Between:

Cheekati Punyavathi

Petitioner

AND

The Station House Officer,
Gara Police Station,
Gara, Srikakulam District and others

Respondents

ORAL ORDER:
(Per the Hon'ble Sri Justice P.Swaroop Reddy)

This is a taken up writ petition on the basis of a petition dated 1.12.2006 sent by the petitioner addressed to the Hon'ble the Chief Justice, stating that her son by name Cheekati Ramesh was taken to Magathalapudu, Gara Mandal, Srikakulam District, as driver, but he did not return. It is further stated by her that she was informed that her son was drowned in the sea and a case in Cr. No. 86 of 2005 was registered by the Gara Police. She further alleges that the police are not informing her as to whether her son is dead or alive. She, therefore, prays that if her son is alive, he may be produced.

In response to the notices issued by this court, the Assistant Sub-Inspector of Police, Gara Police Station, filed counter affidavit stating that son of the petitioner went for picnic to sea-shore and while taking bath in the sea, he was washed away by the tidal waves and his body was not recovered, as such, they are unable to confirm his death. It is further stated that the since there were no clues, the police have referred the matter as *undetectable*.

Thus, this is a case where the boy was washed away into the see by the tidal waves and his dead body is not traced and since the dead body is not found, the police are unable to confirm his death.

In view of these revelations, there is nothing that can be done except directing the police to inform the petitioner about result of the investigation.

With this direction, the writ petition is disposed of. No order as to costs.

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D.S.R. Varma, J.

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P.Swaroop Reddy, J

December 26, 2006
MAS.